

STAFF REPORT

Meeting Date: June 12, 2002

TO: LAFCO Commissioners

FROM: Everett Millais, Executive Officer

SUBJECT: LAFCO 01-12 A1 City of San Buenaventura Reorganization - SCE –
Extension of Time Request

RECOMMENDATION:

Adopt the attached resolution granting a six-month extension of time for completion of proceedings for LAFCO 01-12 City of San Buenaventura Reorganization– SCE.

DISCUSSION:

LAFCO approved the proposal titled LAFCO 01-12 City of San Buenaventura Reorganization– SCE on June 13, 2001. The territory involved is located at the southeasterly corner of the intersection of Victoria Avenue and Olivas Park Drive in the City of San Buenaventura's sphere of influence, and includes the complete intersection of Victoria Avenue and Olivas Park Drive. One of the provisions of the LAFCO action (No. 8 in LAFCO Resolution No. 01-12) was a term and condition stating: "This reorganization shall not be recorded until and unless the County of Ventura provides written certification to the Executive Officer that the proposal area consists of legal lots within the County." The prior staff report and LAFCO resolution are attached.

Government Code Section 57001 states:

"If a certificate of completion for a change of organization or reorganization has not been filed within one year after the commission approves a proposal for that proceeding, the proceeding shall be deemed abandoned unless prior to the

COMMISSIONERS AND STAFF

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EXECUTIVE OFFICER Everett Millais	PLANNER III Hollie Brunsky	CLERK Debbie Schubert	LEGAL COUNSEL Noel Klebaum

expiration of that year the commission authorizes an extension of time for that completion. The extension may be for any period deemed reasonable to the commission for completion of necessary prerequisite actions by any party.”

To date the condition requiring notification that the territory consists of legal lots has not been met. Because of this, the City of San Buenaventura has filed a request for a six-month extension of time for completion of LAFCO proceedings in order to allow time for required parcel maps to be processed and recorded.

Staff has been in contact with representatives for Southern California Edison, the property owner, and is aware that steps are now being taken to correct the illegal lot circumstance that SCE inherited from prior owners. Part of the reason for the delay is that prior engineers working for SCE did not take timely action to prepare and file the necessary parcel maps with the County. SCE has now hired new engineers and a parcel map has recently been submitted to the County for processing. The six-month time extension should be sufficient to comply with the condition of the LAFCO Resolution.

While LAFCO can certainly deny the extension of time request, circumstances in the area have not changed since the original approval in June 2001. The area is within the Sphere of Influence of the City of Buenaventura and does not affect agricultural or open space lands. This reorganization will provide for all of Victoria Avenue, including all of the bridge over the Union Pacific Railroad, and all of the Victoria Avenue and Olivas Park Drive intersection to be in the City of San Buenaventura, rather than being jurisdictionally split for maintenance and liability between the City and County. If this request were to be denied the property owner and the City would be required to start the process all over again. This would not be in the best interest of any of the parties.

ALTERNATIVES TO THE RECOMMENDATION - ACTIONS AVAILABLE:

- A. If the Commission, following public testimony and the review of the materials submitted, determines that further information is necessary, a motion to continue the matter should state specifically the type of information desired and specify a date certain for further consideration.
- B. If the Commission, following the public testimony and review of materials submitted wishes to deny the extension of time request, a motion to deny should include adoption of all referenced materials as part of the public record.

Attachments:

- 1. Resolution 01-12-A1 approving a six-month extension of time
- 2. Vicinity Map
- 3. June 21, 2001 staff report and resolution for LAFCO 01-12

LAFCO 01-12-A1
RESOLUTION OF THE VENTURA LOCAL AGENCY
FORMATION COMMISSION APPROVING A SIX-MONTH
EXTENSION OF TIME FOR CITY OF SAN
BUENAVENTURA REORGANIZATION - SCE

WHEREAS, the Ventura Local Agency Formation Commission (LAFCO) approved the City of San Buenaventura Reorganization - SCE on June 13, 2001; and

WHEREAS, Government Code Section 57001 requires that a certificate of completion be recorded within one year after LAFCO approved the reorganization proposal, unless extended by LAFCO; and

WHEREAS, the City of San Buenaventura has submitted a request to LAFCO to extend the time for the recordation of a certificate of completion for a six-month time period so that all terms and conditions of the LAFCO approval can be satisfied; and

WHEREAS, the request was submitted prior to the expiration of the one year time limit set forth in Section 57001, and all LAFCO fees have been paid; and

WHEREAS, circumstances in the area have not changed and no new issues or impacts have been raised since LAFCO's approval of the reorganization proposal which were not known and considered at the time of approval; and

WHEREAS, the Commission heard, discussed and considered all oral and written testimony for and against the requested extension of time, including, but not limited to, the Executive Officer's report and recommendation; and

WHEREAS, LAFCO finds the requested extension of time to be in the best interest of the affected area and the organization of local governmental agencies within Ventura County;

NOW, THEREFORE, BE IT RESOLVED, DETERMINED AND ORDERED by the Ventura Local Agency Formation Commission as follows:

- (1) The Executive Officer's Staff Report and Recommendation dated June 12, 2002 is adopted.
- (2) The time frame for recording a certificate of completion to complete proceedings for LAFCO 01-12 City of San Buenaventura Reorganization - SCE is hereby extended to December 13, 2002.
- (3) All provisions, terms and conditions of the resolution approving LAFCO 01-12, dated June 13, 2001, shall remain in effect.

This resolution was adopted on June 12, 2002.

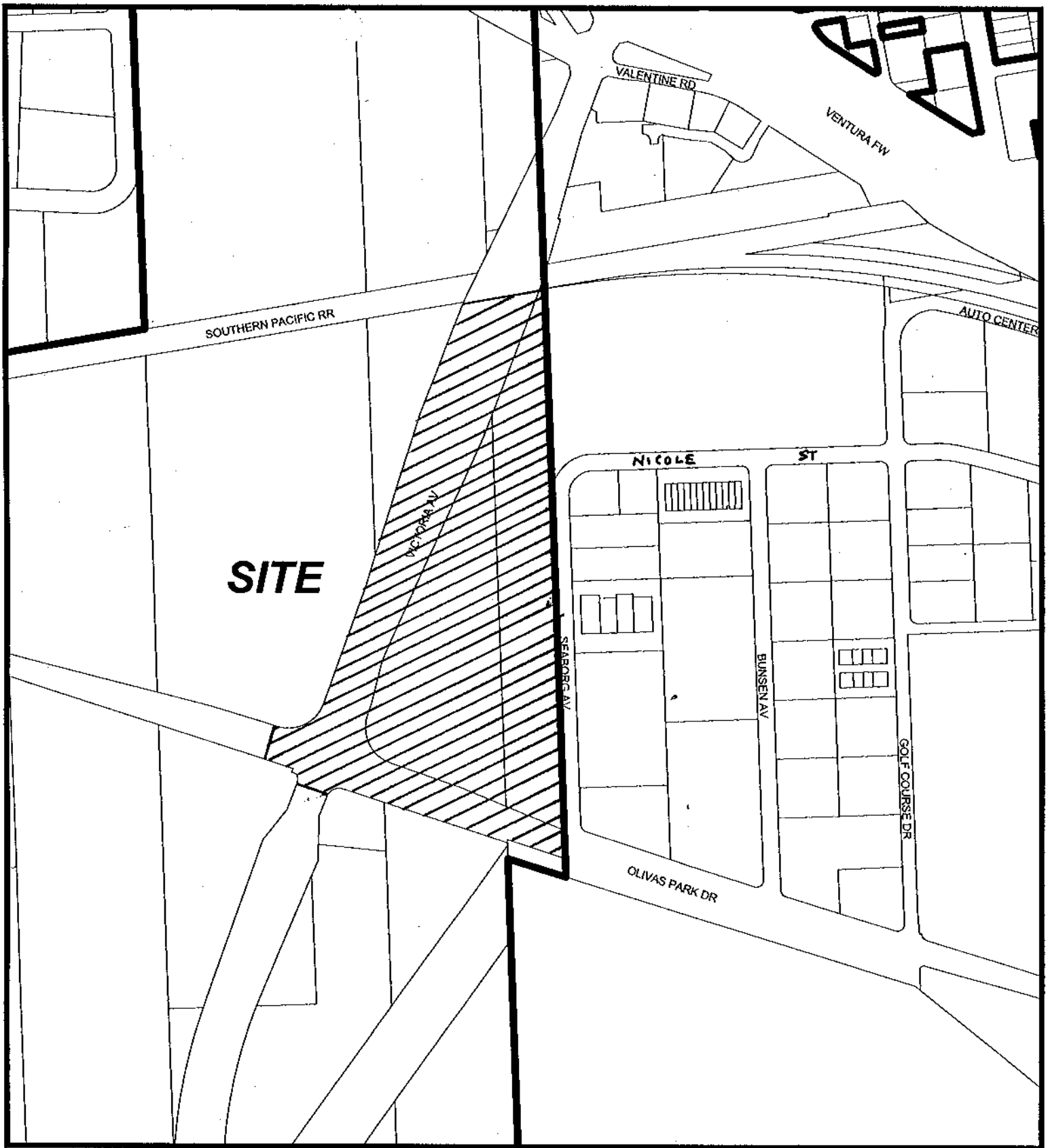
AYES:

NOES:

ABSTAINS:

Dated: _____
Chair, Ventura Local Agency Formation Commission

Copies: City of San Buenaventura
Ventura County Assessor
Ventura County Auditor
Ventura County Elections
Ventura County Surveyor
Ventura County Planning
Southern California Edison



COUNTY SURVEYOR
ENGINEERING SERVICES
WATER RESOURCES/ENGINEERING
PUBLIC WORKS AGENCY

LAFCO 01-12
CITY OF SAN BUENAVENTURA
REORGANIZATION- SCE

6/5/2001



1"= 500"